IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 16th day of October 2003

Bail application no. 810 **of 2003**
Order on the bail application of the accused.

CRIMINAL SIDE

Lallan Yadav @ Pahalwan S/o Sri Indra Dev
R/o Mohalla Shayampuram
P.S. Kashipur
District-Udham Singh Nagar --- Applicant

Versus

State of Uttaranchal. -------Opposite party.

Arising out of case crime no. 335 of 2003
U/s 302 I.P.C.
P.S. Kashipur
District-Udham Singh Nagar

By the Court

Hon'ble M.M. Ghildiyal J.

Heard learned counsel for the applicant and learned A.G.A.

The learned counsel for the applicnt has submitted that the charge sheet has been submitted without recording the statement of Lallan Yadav S/o Sri Jainaryan Yadav u/s 161 Cr.P.C. under Section 161 Cr.P.C. Ramnarayan Yadav has made a statement whch is contradictory to the FIR considering the facts and circumstances of the case it is a fit case for bail.

Let the applicant Lallan Yadar @ Pahalwan be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. Udham Singh Nagar.

16.10.2003: **(M.M. Ghildiyal J.)**
ASWAL